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13 **UNITED STATES DISTRICT COURT**

14 **NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

15 CLRB HANSON INDUSTRIES, LLC d/b/a
16 INDUSTRIAL PRINTING, and HOWARD
17 STERN, on behalf of themselves and all others
18 similarly situated,

19 Plaintiffs,

20 v.

21 GOOGLE, INC.,

22 Defendant.

CASE NO. C O5-03649 JW

**STIPULATION AND [PROPOSED]
ORDER CONTINUING HEARING
DATE FOR MOTION TO DISMISS
AND ADVANCING CASE
MANAGEMENT CONFERENCE**

*(Santa Clara Superior Court
Case No. 1-05-CV-046409)*

23 WHEREAS, on November 14, 2005, plaintiffs CLRB Hanson Industries, LLC, dba
24 Industrial Printing, and Howard Stern ("Plaintiffs") filed their First Amended Complaint against
25 defendant Google, Inc. ("Defendant"),

26 WHEREAS, on January 3, 2006, Defendant filed a Motion to Dismiss Plaintiffs' First
27 Amended Complaint and noticed a hearing date for March 6, 2006,

28 WHEREAS, on January 5, 2006, the Court ordered, pursuant to the parties' stipulation,
that the Joint Case Management Statement deadline be continued to April 21, 2006, and the initial
Case Management Conference be set for May 1, 2006,

**STIPULATION AND [PROPOSED] ORDER
CONTINUING HEARING DATE FOR MOTION TO
DISMISS AND ADVANCING CASE MANAGEMENT
CONFERENCE**

CASE NO. 05-03649 JW

BY060470.037

1 WHEREAS, on January 31, 2006, the Court, on its own motion, continued the hearing
2 date for Defendant's Motion to Dismiss to March 13, 2006,

3 WHEREAS, the parties agree that judicial economy and efficiency would best be served
4 by combining the hearing date for Defendant's Motion to Dismiss and the initial Case
5 Management Conference, setting both to occur on April 3, 2006,

6 THE PARTIES THEREFORE STIPULATE and respectfully request that the Court:

7 (1) Continue the presently set March 13, 2006 hearing date for Defendant's Motion to
8 Dismiss to April 3, 2006, at 9:00 a.m.; Defendant will serve reply papers no later than March 20,
9 2006;

10 (2) Advance the April 21, 2006 Joint Case Management Statement deadline to March 24,
11 2006; and

12 (3) Advance the presently set May 1, 2006 Case Management Conference to April 3,
13 2006, at 10:00 a.m.

14 DATED: February 17, 2006

PERKINS COIE LLP

15 By _____ /S/
16 M. Christopher Jhang
17 Attorneys for Defendant,
Google, Inc.

18 DATED: February 17, 2006

ALEXANDER, HAWES & AUDET, LLP

19 By _____ /S/
20 Ryan M. Hagan
21 Attorneys for Plaintiffs
22 CLRB Hanson Industries, LLC,
dba Industrial Printing, and Howard Stern and the
Proposed Class

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: _____, 2006.

Honorable James Ware
United States District Court Judge

PROOF OF SERVICE

I, Susan E. Daniels, declare:

I am a citizen of the United States and am employed in the County of San Francisco, State of California. I am over the age of 18 years and am not a party to the within action. My business address is Perkins Coie LLP, 180 Townsend Street, 3rd Floor, San Francisco, California 94107-1909. I am personally familiar with the business practice of Perkins Coie LLP. On February 17, 2005, I served the following document(s):

**STIPULATION AND [PROPOSED] ORDER CONTINUING HEARING DATE
FOR MOTION TO DISMISS AND ADVANCING CASE MANAGEMENT
CONFERENCE**

by placing a true copy thereof enclosed in a sealed envelope addressed to the following parties:

William M. Audet, Esq.	Attorney for Plaintiffs and
Ryan M. Hagan, Esq.	the Proposed Class
Jason Baker, Esq.	
ALEXANDER, HAWES & AUDET, LLP	
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Lester L. Levy, Esq.	Attorney for Plaintiffs and
Michele F. Raphael, Esq.	the Proposed Class
Renee L. Karalian, Esq.	
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XXX (By Mail) I caused each envelope with postage fully prepaid to be placed for collection and mailing following the ordinary business practices of Perkins Coie LLP.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct and that this declaration was executed at San Francisco, California.

DATED: February 17, 2005.

/S/

Susan E. Daniels